



H-733

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

S. TOKITA et al

Serial No. 09/247,809

Group Art Unit: 2633

Filed: February 11, 1999

Examiner: D. Tran

For: OPTICAL TRANSMITTER AND OPTICAL TRANSMITTING
APPARATUS USING THE SAME

RECEIVED

RESPONSE TO RESTRICTION REQUIREMENT

FEB 27 2002

Assistant Commissioner of Patents
Washington, D.C. 20231

Technology Center 2600

Sir:

In response to the Restriction Requirement dated January 10, 2002, Applicants elect Species 1, Figs. 1, 2, 3 and 5 on which claims 1, 2, 4, 5 and 6 read. The election is made without traverse.

Please charge any additional fees resulting from this action to Deposit Account No. 50-1417.

Respectfully submitted,


John R. Mattingly
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Attorney for Applicant

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(703) 684-1120
Date: February 11, 2002



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APPARATUS USING THE SAME

Papers Filed Herewith:

RESPONSE TO RESTRICTION REQUIREMENT.

Receipt is hereby acknowledged of the papers filed, as
identified in connection with the above-identified patent
application.

COMMISSIONER OF PATENTS AND TRADEMARKS



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9 Letter
SMW 3-6-02

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REQUEST FOR WITHDRAWAL OF OFFICE ACTION
CONTAINING RESTRICTION REQUIREMENT

RECEIVED

Assistant Commissioner of Patents
Washington, D.C. 20231

FEB 27 2002

Sir:

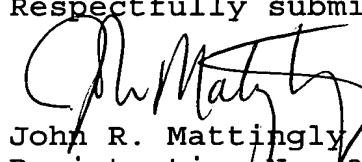
Technology Center 2600

In the Office Action mailed February 12, 2002, the Examiner indicated that claims 1-20 were pending in the application and that these claims were subject to a restriction or election requirement.

A prior identical Restriction Requirement dated January 10, 2002 has been received in this application, and Applicants have responded with a Response to Restriction Requirement filed February 11, 2002. A copy of the Response to Restriction Requirement and the date stamped mail room receipt is enclosed.

In these circumstances, applicants respectfully request that the Office Action mailed February 12, 2002 be withdrawn since the Response to Restriction Requirement has previously been filed.

Respectfully submitted,



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